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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

Bailey, et al. v. Pfizer, Inc.
Case No.: 3:05-CV-04494-CRB
MDL NO. 1699
District Judge: Charles R. Breyer

Nell Clevenger and
Richard Clevenger

Plaintiff,

vs.

Pfizer, Inc., et al.

Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

Comes now the Plaintiffs, Nell Clevenger and Richard Clevenger, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.


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2 DATED: January 15, 2009

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4 By: Roger L. DeMik
5 Roger L. DeMik, Esq.
6 Attorneys for Plaintiffs, Nell Clevenger and
7 Richard Clevenger

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9 DATED: March 27, 2009 GORDON & REES

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11 By: /s/
12 Stuart M. Gordon
13 Attorneys for Defendants

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15 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
16 **IT IS SO ORDERED.**

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18 Dated: April 3, 2009 
19 Hon. Charles R. Breyer
20 United States District Court
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